

Threat to Slay Girl and Self Is Laid to Creasy

'If You Marry Any One Else You and I Will Be Buried Together,' His Alleged Note to Teacher-Fiancee

Seek Indictment To-day

Slain Woman's Letters to Manhattan Friend Reveal No Thought of Ending Life

Threats to kill Edith Lavy, declared to have been made by William Creasy, against whom an indictment of murder in the first degree will be asked when the Nassau County Grand Jury sits at Mineola to-day, will form the basis of the prosecutor's case. Through letters and affidavits he will produce District Attorney Weeks hopes to prove that there is ground for an indictment on the charge that Creasy shot and killed the twenty-five-year-old school teacher last Friday night in her room in Freeport, L. I.

Mr. Weeks will offer as evidence an affidavit signed by a school teacher friend of the dead girl, in which she is said to recall having seen a letter addressed by Creasy to Miss Lavy, which contained the following:

"If you marry any one else, I will make any difference. You and I will be buried together."

Creasy Denies Making Threat

Creasy, in jail at Freeport, denied last night that he had written any such letter or that he had ever threatened Miss Lavy.

Miss Lavy, sister of the young teacher, forwarded to the District Attorney yesterday two letters written by Edith a day or two before she died, warning her family against Creasy. In one of these she said she was anxious to get rid of him because she had learned he was divorced and she despised him, but was also afraid of him. In the other she asked her family not to entertain him when he stopped at Tupper Lake on his way to Montreal, as he told her he would do. She insisted in both letters that she was through with him and did not want him at her home.

Mr. Weeks will use these letters in an attempt to establish that Creasy was warned by the girl to leave her home. The District Attorney is also in possession of letters said to have been written by the girl to George Davison, of 24 East Twenty-third Street, Manhattan.

The first of these, dated June 23, 1922, reads:

"My dear George: I am very busy with everything and I have lots to tell you. Hope you are not working too hard. My cherubs are coming on great in their exams. Every one passed in geography and history. Half were in the top. Hastily, but—EDITH."

"P. S.—Say, George, I sealed this letter twice without telling you—no one knows. I am not nervous, but just annoyed, that's all, as I have so much work to do. Do not worry, George, dear, and I'll let you know how things are just as soon as I know."

Wrote Just Before Her Death

The second of the letters, written a few hours before her death, runs:

"George Dear: I am so very, very sorry you have not received my letter. I am sure the fault is all my own, as I am almost positive I addressed some Twenty-third and Twenty-fourth streets. Of all careless mistakes, if you could get them by calling up the postoffice. I wrote you Monday and yesterday."

"The first was thanking you for the happy day I had Sunday. George, I was happy because I was with you. I felt so guilty to think that you had to go back on that slow trolley, George."

"I thought of you many times. The letter was a happy note, the contents of which I want to tell you personally when I see you. Many thanks for the folder. You are so thoughtful about everything. It's the little things that really count. In fact, they are the big things, after all."

"I can't recall telling you that we were going up by boat, but must have, as I see one of the timetables is the Hudson River Line. Mabel, however, well, George, dear, how is the world treating you? Suppose you are the same busy boy as ever. George, if you have the time and care to run over some evening before I go home, I'll be only too glad to see you. Just miss, quiet little chat with you. Now, please do not feel it is compulsory. I would just like to have you know you are welcome. Hastily, but—U. K."

It is pointed out by the prosecuting attorney that these letters do not indicate that Miss Lavy was depressed or that there might be any motive for suicide. He said he had questioned Miss Lavy's teacher, a teacher in the same school as Miss Lavy, and learned from her that Creasy called at the school at noon on Thursday and that he "had a strange look on his face."

Tells of Girl in Tears

According to Miss Carter, the asked Miss Lavy who was Miss Lavy's teacher, to which the girl replied, bursting into tears:

"I do not know what I am going to do."

"Won't you let me call a policeman?" Miss Carter said she asked her friend.

"No, you know what gossip there will be!" Miss Lavy replied. "But I'll do the best I can."

Raymond Malone, counsel for Creasy, visited him in the jail at Freeport in the afternoon.

"I have received scores of letters from persons in Creasy's home town and nearby places," he said, "telling me of Creasy's good character and reputation and offering to come up here to testify for him if I think it expedient."

Slain Girl Buried at Home

Special Dispatch to The Tribune

TUPPER LAKE, N. Y., June 28.—Funeral services for Miss Edith Lavy, killed at Freeport last Friday, were held at 9 o'clock this morning at St. Alphonsus's Church, the Rev. Father E. O. Herveux officiating. Burial was in the church cemetery.

The body was brought here last night by Roy Lavy and Miss Eva Lavy, brother and sister of the dead girl. After the rites the brother demanded a quick trial for William Creasy, held in the Freeport jail.

"We are anxious for an immediate trial," he said. "I want to see the inhuman fiend brought to the bar of justice at the earliest possible moment. All our friends feel the same way, and apparently the people of Freeport feel the same way."

No one here will believe that Miss Lavy killed herself. They resent the early assertions cast upon her character by Creasy, and believe he is trying to shield himself. Members of her family deny she was engaged to any Tupper Lake man. They also deny she was engaged to Creasy, saying he was a divorced man and her religion would have been a bar to marriage. No member of the family knows Creasy or has ever seen him.

Bert Acosta, Noted Flyer, Hurt in 100-Foot Fall

Ship Hits Ground Nose First at Mitchell Field When Engine Trouble Develops

Bert Acosta, one of the country's best known aviators, crashed to the ground at Mitchell Field yesterday in a plane which developed control trouble when less than 100 feet from a landing. The machine hit the field nose first, shattering its propeller and wrecking both wings.

Acosta was taken from the debris covered with cuts and bruises. Both ankles were sprained. He was semiconscious when removed to the hospital. Announcement was made later that his injuries are not likely to prove serious.

The machine that failed was a monoplane. Acosta was descending and to avoid striking a wire swerved suddenly. The plane up-ended and dived straight downward. Acosta said all would have been well had he been a hundred feet higher. The distance was too short to permit him to regain control.

Senate Expected to Pass Tariff Bill Early in August

Democratic Leaders Decide Not to Delay Vote After Main Schedules Have Been Covered in Debate

Special Dispatch to The Tribune

WASHINGTON, June 28.—A result of informal conferences among Democratic Senators, it was learned yesterday, has been settled that the passage of the tariff bill will be brought about in the next five or six weeks. Efforts to delay the passage of the bill longer than that will be abandoned by the Democratic leaders.

This means that the tariff bill is to be passed by the Senate, probably between August 1 and August 15, and that it will then be sent to the House. In all probability the bill will be passed in the House and the bill passed will be in advance of election.

The Democratic Senators who have taken a prominent part in fighting the bill expect to go ahead with the fight until they can express their views of the important features of the leading schedules, such as wool, cotton and sundries. After that, they said today, they would not seek to delay a vote.

They said they would not get their objections known to the country, but not to delay a vote longer than was necessary to do that.

This decision of the Democrats will prevent the Republican leaders from trying to delay the bill by working out a sub-committee of the Republican conference to look into this question, to-day reported to Senator Lodge that if a cloture rule were proposed which would require twenty-four hours' notice of debate, it would command the support of a majority of the Senate. Senator Kelllogg and a number of other Republican Senators will press this measure.

Debate in the Senate to-day on the tariff bill centered around the increased duties on live stock and meat products, with Democratic members vigorously denouncing the schedules, which were charged as having been dictated by the farm bloc and the packers.

Virtually all the live stock and meat products in the House bill were advanced by the Senate bill, the increases ranging from one-half cent to three cents a pound.

Senator King denounced the increases as "vicious and sinister." Senator Harrison said the advances increased the cost of living and charged that the schedules violated the campaign promises of the Republican party. Senator Stanley asked for the reproduction of the high Senate rates and charged that the increases were not justified on any ground.

Chaliapine, Heard Here In Opera, Ill in Russia

Famous Artist, Stricken in Petrograd, Under Contract for Tour of America

MOSCOW, June 28 (By The Associated Press).—Feodor Chaliapine, the famous Russian artist, is ill in Petrograd, suffering from diabetes. At his Moscow residence to-day Chaliapine's son said that the singer's condition was not regarded as extremely serious and that the entire family hopes to obtain permission from the Soviet government to reside abroad, either in Germany or America.

Chaliapine, who appeared here in opera and concert last season, is under contract for a four months' tour of America beginning November 5.

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City Suggests Opera Move to New Art Center

Berolzheimer Wants Metropolitan Co. to Dispose of All Holdings and Enlist in Central Park Project

Cheaper Music, His Plea

Declares Otto H. Kahn Is in Favor of Plan if Realty Corporation Will Approve

Philip Berolzheimer, City Chamberlain, suggested yesterday that the Metropolitan Opera and Real Estate Company sell its property at Thirty-ninth Street and Broadway and its seven warehouses, invest the proceeds—estimated at \$4,000,000—in the proposed \$35,000,000 municipal music and art center at Fifty-ninth Street and Seventh Avenue and make that its headquarters.

"It is suggested," he said, "that the Metropolitan Opera and Real Estate Company should dispose of its block at Thirty-ninth Street and its seven warehouses and turn the proceeds, approximately \$4,000,000, over to the city in favor of the new movement, provided the realty company is willing to accept the plan of the Mayor."

"Possible legislation is necessary permitting the present owners of the real estate to continue owning the thirty-five boxes in the new building."

"In consideration of the saving of taxes, it is suggested that the opera company either will lower the prices considerably of the low-priced seats in favor of the public or give a number of special boxes of the same high class after the end of each season for the benefit of the Board of Education and the people in general. Assurance has been given that at the present time the Metropolitan Opera Company is not run for profit, but that any surplus which has occurred from time to time is being used for the production of new operas and scenery."

The City Chamberlain estimates the approximate assessed valuation of the Fifty-ninth Street site at from \$15,000,000 to \$17,000,000 and the cost of the group of buildings at from \$18,000,000 to \$20,000,000. One of the suggestions he is considering is the placing of the Fifty-ninth Street car tracks underground and transforming the street into a park street between Fifth and Eighth avenues.

Home for Ten Academies

The western building of the group, the Chamberlain pointed out, will be designed to house the ten principal societies of New York, incorporated under the name of the National Academy Association, of which Harry W. Watrous, the painter, is president. This association includes the National Academy of Design, American Water Color Society, American Institute of Architects, Architectural League of New York, New York Water Color Club, National Sculpture Society, National Art Society, Society of Renaissance Architects, Mural Painters and Artists of Illustrators.

The eastern building of the group, according to the Mayor's plan, will combine and house as many musical activities as possible. The most important of these is a conservatory of music. Other tenants to be provided for in this section are a "hand organ," the Gailmair Organ School, the organization known as Music Week.

Jitney Drivers Threaten Kilts at Atlantic City

Special Dispatch to The Tribune

ATLANTIC CITY, N. J., June 28.—Jitney drivers here must now dress according to city ordinance. The law prescribes "coat, collar, necktie, and hat or cap." For appearing in charge of a jitney minus any one of these articles of attire the driver becomes liable to a fine of \$100. Since no mention is made of trousers, some of the jitney drivers threaten to wear kilts.

Hitherto jitney drivers have been permitted to follow their sartorial pleasure. Many appeared hatless and coatless. Drivers are also forbidden to smoke while carrying passengers.

which furnished public concerts; the Juillard Musical Foundation, the American Orchestral Society, the New York Symphony Society, the Philharmonic Society, 250 practice rooms, a large auditorium, a chamber of music on the style of Aeolian Hall, an auditorium for the production of classic drama and a smaller auditorium for other plays.

Democrats Oppose Subsidy

Minority Report Sees Loss to People of \$2,800,000,000

WASHINGTON, June 28.—Passage of the Administration bill subsidy bill was opposed in a minority report to-day by all of the Democratic members of the House Merchant Marine Committee.

Declaring the government owned merchant tonnage that cost the people about \$2,000,000,000, the minority held that it probably would be sold for \$200,000,000, meaning "the people will take a loss by default of \$2,800,000,000."

"Furthermore," the report added, "it is contemplated that existing shipping companies or companies to be organized which buy the vessels will capitalize them largely on the excess of the cost price and sell the stock and bonds to the American people, so that the people will be standing the war in the past-war deflation, and then the promotion deflation."

Bones May Be Boccaccio's

FLORENCE, Italy, June 28.—Bones believed to be those of Giovanni Boccaccio, the great Italian fourteenth century novelist and poet, have been found in the house at Certaldo in which he lived. The bones were solemnly removed to Florence to-day by a well-known archaeological accompanied by various Boccaccio admirers.

The Stage Door

"A Night at Yards," the Gypsy number of the first bill of the "Chauffeur-Bourgeois" will be added to the current bill to-night at the Century Roof Theatre. Since the opening night of the second bill, Morris Gest and Nitta Baller have received more than 700 requests for the restoration of the Gypsy and their songs, and this will be done to-night.

Beginning Sunday "The Storm," the Universal-Lewel production of Langdon Macdonald's melodrama, will be seen at the Central Theatre. A mechanical stage fire caused by the author, is included in the production.

Frank Tinner is to appear in a riding act with Fred Stone in Mr. Bone's new production of "The Man from the West," which will be given at the Minerva Fair Grounds on Saturday for the benefit of the Curative Convalescent Hospital.

"In Love With You," a number adapted from a story by William J. Horne, has been added to "Spice of 1922," which comes to the Winter Garden theatre to-day. Jack Laist, author of the book of the revue, made the adaptation.

Cusamano Accused By Mrs. Varotta of Demanding Ransom

Mother of Murdered Boy Tells Story at His Trial; Marino, Sentenced to Death, Pleads Innocence

Mrs. Salvatore Varotta, mother of six-year-old Giuseppe Varotta, kidnapped and slain in May, 1921, told a graphic story on the witness stand of her interviews with Santo Cusamano, whose trial for complicity in the crime was resumed yesterday in the Criminal Branch of the Supreme Court.

Mrs. Varotta was followed by three other witnesses, Detectives James Pellegri and Angelo Trezza, of the Italian Squad, and Mrs. Rae Nicoletti, a policeman who posed as Mrs. Varotta's cousin and lived with her in an effort to trap the Black Hand gang.

"Cusamano came to me in the street," Mrs. Varotta said. "He asked me to let him see my boy. He said he had said we must pay the Black Hand. He told me one day that \$500 would be enough, and if we would pay that all would be well with my baby. He said Giuseppe was all right, playing with other Italian children and having a good time."

"I told him we couldn't pay the money until some one called for it. He kept looking all round while we were talking. Then he said I couldn't suppose anybody would be so foolish as to call for the money while our house was full of detectives. I told him there were no detectives in the house, and after a time he said some one would call for the money. It was the night after this conversation with Cusamano that Raffaele called for the \$500."

Antonio Marino, convicted of first degree murder in connection with the kidnapping, was sentenced to death in the electric chair yesterday. Judge Talley, in General Sessions, set the week beginning August 7 as the time for execution. When sentence was pronounced, Marino turned to the court and said:

"I swear by the cross that hangs around my neck that I am innocent. I cannot understand why the jurors and witnesses who testified against me believe otherwise."

Marino said that he was a poor man and asked the court to see that his case was properly placed before the Court of Appeals.

Salvatore Varotta, father of the murdered boy, sat in a front row in the courtroom as sentence was pronounced.

Klan Said to Seek Recruits

Among Army and Navy Men

SAN FRANCISCO, June 28.—Rumors that the Ku-Klux Klan is endeavoring to gain recruits among enlisted men of the army and navy have reached army officials. It was announced to-day by Lieutenant Leroy W. Yarbrough, assistant in the intelligence office of the 9th Army Corps area here.

No basis for the rumors has been found. Lieutenant Yarbrough said, but an investigation is being considered.

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High Dive Saves Pair as Plane Plunges Into Sea

Frenchmen Leap From Tumbling Craft; Had No Idea the Mediterranean Was So Deep

TOULON, France, June 28 (By The Associated Press).—Lieutenant Teste and Lieutenant Robert, pilot and bombardier of a hydro-airplane, had a miraculous escape when their machine plunged from a great height into the Mediterranean to-day. Neither man was injured.

The hydro-airplane was engaged in bombing practice, dropping shells on the former Austrian battle cruiser Prinz Eugen, several miles off Toulon. While at a great height the air craft suddenly collapsed and fell. When it was several hundred feet above the water its two occupants jumped. Torpedo boats and destroyers hurried to the spot where the two lieutenants had taken their plunge and were amazed to find them swimming about unharmed.

"We surely broke the record for high diving," declared Lieutenant Robert as he was taken aboard one of the small boats, "but I had no idea the Mediterranean was so deep."

Shoots Wife Five Times For Coming Home Late

Garage Foreman Surrenders and Wounded Woman Is Dying in Hospital

George Maher, foreman of the Midtown Garage, 147 West Forty-third Street, Manhattan, shot his wife five times after a quarrel in the home of her father, Cornelius Brady, 91 Kew-Forest Place, Brooklyn, late last night. Mrs. Maher was taken to Kings County Hospital, where she is said to be dying.

According to the parents of Mrs. Maher, her husband called on her soon after 7 o'clock, complaining that she had not been at home during the afternoon. He made no preparation for the evening meal and left her two children in care of a neighbor. Maher charged, Mrs. Brady said, that his wife had been making frequent visits to Coney Island with another man.

Mrs. Maher arrived at the Brady home while Maher was away. Mrs. Brady said she defended herself against his accusations and Maher, becoming enraged, drew a revolver. He fired five shots at Mrs. Maher, taking effect. She fell to the floor at once lost consciousness.

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CHERRY

SEASON'S SMARTEST COMEDY

CLAN SAID TO SEEK RECRUITS

Among Army and Navy Men

SAN FRANCISCO, June 28.—Rumors that the Ku-Klux Klan is endeavoring to gain recruits among enlisted men of the army and navy have reached army officials. It was announced to-day by Lieutenant Leroy W. Yarbrough, assistant in the intelligence office of the 9th Army Corps area here.

No basis for the rumors has been found. Lieutenant Yarbrough said, but an investigation is being considered.

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